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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/844,840	04/27/2001	Thomas Patrick Dawson	80398P292	2775

8791 7590 09/01/2004

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EXAMINER

YENKE, BRIAN P

ART UNIT	PAPER NUMBER
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2614

DATE MAILED: 09/01/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No. 09/844,840	Applicant(s) DAWSON ET AL.	
	Examiner BRIAN P. YENKE	Art Unit 2614	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on Amendment (03 Aug 04).
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 2-14 and 16-23 is/are pending in the application.
4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 2-5, 6-12, 14, and 16-23 is/are allowed.
- 6) ☒ Claim(s) 13 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 03 August 2004 is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. The received amendment put claims 2-5, 6-12, 14 and 16-23 in allowable form, however claim 13 was previously rejected, and the applicant has amended claim 13 to include subject matter which was previously rejected. Also, no arguments were filed with respect to claim 13, therefore, the examiner will repeat the rejection as provided in the previous Non-Final Rejection.

Drawings

2. The drawings (Figs 1 and 4) were received on 03 August 04. These drawings are approved.

Specification

3. The amendment to the specification, removing the embedded hyperlinks in accordance with MPEP § 608.01 is approved by the examiner. The examiner has annotated the Articles/Web Pages on the attached references cited form PTO-892.

Claim Rejections - 35 USC § 103

4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claim 13 is rejected under 35 U.S.C. 103(a) as being unpatentable over Janssen, US 5,528,318 in view of applicant's admitted prior art..

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In considering claim 13

a) the claimed a plurality of pixels is met by LCD 52 (Fig 1)/LCD panel 130 (Fig 7).

b) the claimed a light source located at a bottom or top of each column is met by light source 24 (Fig 1) and incoming white light as shown in Fig 7, where the light is converted into red, green and blue light via dichroic mirrors (12 Fig 1, 112/116/118 (Fig 7) and shines either the correction lenses (124, 126, 128) above or below it (Fig 7)

d) the claimed a synchronizer... is met by column/row drivers of light valve 20 (Fig 1, Fig 3).

However, Janssen does not disclose the use of FLCD lenses. Janssen discloses the use of correction lenses 124/126/128 (Fig 7).

The question of obviousness is whether the use of an FLCD lense as a correction lens is obvious to one of ordinary skill in the art at the time of the invention.

The examiner relies on the applicant's own disclosure which discloses that the use of FLCD lenses are conventional in the art.

Therefore, it would have been obvious to one of ordinary skill in the art at the time of the invention to modify/utilize in Janssen which discloses a lenses to project red, green and blue on the panel and lenses above/below it, by utilizing a lenses such as the FLCD lens, in order to provide the designer the option of utilizing components which are readily available.

Janssen does not explicitly recite using a rear matte back coating to enhance the display contents.

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However, the use of rear matte back coating are notoriously well known in the use of enhancing displays, and thus the examiner takes "OFFICIAL NOTICE" in regards to such.

Therefore, it would have been obvious to one of ordinary skill in the art at the time of the invention to modify Janssen and applicant's admitted prior art, which discloses a single panel color projection video display with improved scanning, by enhancing the display by using conventional rear matte back coating in order to provide the viewer an enhanced display by corrected/eliminating received defects from the light source.

Allowable Subject Matter

5. Claims 2-5, 6-12, 14 and 16-23 are allowed over the prior art of record.

Conclusion

6. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of

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the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

7. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Brian Yenke whose telephone number is (703) 305-9871. The examiner work schedule is Monday-Thursday, 0730-1830 hrs.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's Supervisor, John W. Miller, can be reached at (703)305-4795.

Any response to this action should be mailed to:

Commissioner of Patents and Trademarks

Washington, D.C. 20231

or faxed to:

(703) 872-9314

Hand-delivered responses should be brought to Crystal Park II, 2121 Crystal Drive, Arlington, VA, Sixth Floor (Receptionist). Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Technology Center 2600 Customer Service Office whose telephone number is (703)305-HELP.

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800-PTO-9199 or 703-308-HELP

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(FAX) 703-305-7786

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General information brochures can also be obtained in person from the Patent Search Room located in Crystal Plaza 3, Room 1A03, 2021 South Clark Place, Arlington, VA 22202.


The Patent Electronic Business Center (EBC) allows USPTO customers to retrieve data, check the status of pending actions, and submit information and applications. The tools currently available in the Patent EBC are Patent Application Information Retrieval (PAIR) and the Electronic Filing System (EFS). PAIR (<http://pair.uspto.gov>) provides customers direct secure access to their own patent application status information, as well as to general patent information publicly available. EFS allows customers to electronically file patent application

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B.P.Y.
31 August 2004



BRIAN P. YENKE
Primary Examiner
Art Unit 2614